

**THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
CIVIL CASE NO. 1:20-cv-00220-MR**

**RANDY W. BARKLEY, Individually
and as the Executor of the Estate of
Rita W. Barkley, Deceased,**

Plaintiff,

vs.

**4520 CORP., INC., Individually and
as Successor-in-Interest to
Benjamin F. Shaw Company, et al.,**

Defendants.

ORDER

THIS MATTER is before the Court on Southern Insulation, Inc.'s Motion to Exclude John Maddox, M.D. [Doc. 309]; Southern Insulation, Inc.'s Motion to Exclude Edwin Holstein, M.D. [Doc. 313]; Southern Insulation, Inc.'s Motion for Summary Judgment [Doc. 320]; and the parties' Joint Motion to Dismiss Without Prejudice [Doc. 359].

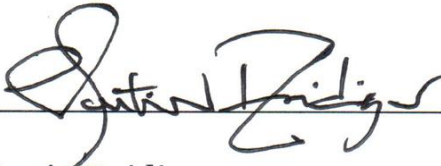
Upon review of the parties' motions,

IT IS, THEREFORE, ORDERED that the parties' Joint Motion to Dismiss [Doc. 359] is **GRANTED**, and all the Plaintiff's claims against the Defendant Southern Insulation, Inc. are hereby **DISMISSED WITHOUT PREJUDICE**.

IT IS FURTHER ORDERED that Southern Insulation, Inc.'s Motion to Exclude John Maddox, M.D. [Doc. 309]; Motion to Exclude Edwin Holstein, M.D. [Doc. 313]; and Motion for Summary Judgment [Doc. 320] are **DENIED AS MOOT.**

IT IS SO ORDERED.

Signed: October 25, 2021



Martin Reidinger
Chief United States District Judge

